

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF PUBLIC WORKS

BUREAU OF WATER AND WASTEWATER  
300 Abel Wolman Municipal Building  
Baltimore, Maryland 21202

June 28, 2013

**VIA OVERNIGHT MAIL**

David B. McGuigan, Ph.D., Associate Director  
Office of NPDES Permit and Enforcement  
Water Protection Division  
U.S. Environmental Protection Agency Region III  
1650 Arch Street  
Philadelphia, PA 19103-2029

**Re:    *City of Baltimore Consent Decree***  
      ***Civil Action No. JFM-02-cv-1524***

Dear Dr. McGuigan:

On February 20, 2013, Baltimore City submitted to EPA and MDE the Phase 1 Adaptive Management Technical Memorandum. EPA responded to this document with a letter on March 12, 2013 which listed numerous questions regarding the Technical Memorandum. The March letter also requested by July 1, 2013 "information that includes but is not limited to projects that are needed to comply with CD obligations such as conveyance system upgrades, additional flow storage at the Back River Wastewater Treatment Plant, and meter basin rehabilitation." I look forward to continuing our discussion of a phased approach to Baltimore City's consent decree compliance informed by the enclosed project list.

When we last met in January 2013, one item that was discussed at length was possible time lines for completing the Phase 2 consent decree work. As I stated at that time, we feel very strongly that a discussion of scheduling must, at the very least, be preceded by a discussion of integrated planning. As a courtesy, we agreed not to take our integrated plan to our stakeholders until EPA and MDE had time to review the document and we could meet to discuss the draft in depth. Our stakeholders' plan is nearing completion, but we cannot begin scheduling these outreach efforts before we receive your input. Continuing our dialogue on this important issue needs to be the next step we take as we move towards resolving the outstanding issues with the consent decree.



David B. McGuigan, Ph.D., Associate Director  
June 28, 2013  
Page 2

I appreciate you and your staff's careful review both of the consent decree related submittals, and the Integrated Planning Report, and I look forward to discussing both in the near future.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Rudolph S. Chow', is written over a horizontal line.

Rudolph S. Chow, P.E.  
Bureau Head

RSC/DMC:evb

cc: Mr. Alfred H. Foxx  
Mr. Benjamin I. Meli, Jr.  
Mr. George Nilson, City Solicitor  
Thomas Lingan, Esquire  
Dawn Lettman, Esquire  
Dana Cooper, Esquire  
Mr. Art Shapiro, P.E., PMP  
Mr. Wazir Qadri  
Mr. Sean P. Searles, P.E., PMP  
Ms. Marcia Collins  
Ms. Michelle Price-Fay, EPA  
Ms. Allison Graham, EPA  
Mr. Jay G. Sakai, P.E., MDE  
Ms. Sharon Talley, MDE  
File